

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT TACOMA

CHRISTIAN DUENAS BARRAZA,

Petitioner,

v.

UNITED STATES IMMIGRATION
AND CUSTOMS ENFORCEMENT
FIELD OFFICE DIRECTOR,

Respondent.

CASE NO. C23-1271 BHS

ORDER

This matter is before the Court on Magistrate Judge Michelle L. Peterson's Report and Recommendation (R&R), Dkt. 10, recommending that the Court deny pro se petitioner Christian Barraza's 28 U.S.C. § 2241 habeas petition, Dkt. 5, grant the Government's motion to dismiss, Dkt. 8, and dismiss the matter with prejudice.

A district court "shall make a de novo determination of those portions of the report or specified proposed finding or recommendations *to which objection is made.*" 28 U.S.C. § 636(b)(1)(C) (emphasis added); *accord* Fed. R. Civ. P. 72(b)(3). "The statute makes it clear that the district judge must review the magistrate judge's findings and recommendations de novo *if objection is made*, but not otherwise." *United States v.*

1 *Reyna-Tapia*, 328 F.3d 1114, 1121 (9th Cir. 2003) (en banc). A proper objection requires
2 “specific written objections to the proposed findings and recommendations” in the R&R.
3 Fed. R. Civ. P. 72(b)(2).

4 Barraza does not object to the R&R. Accordingly, the R&R is **ADOPTED**, the
5 Government’s motion to dismiss, Dkt. 8, is **GRANTED**, Barraza’s habeas petition, Dkt.
6 5, is **DENIED**, and this matter is **DISMISSED with prejudice**.

7 The Clerk shall enter a **JUDGMENT** and close the case.

8 **IT IS SO ORDERED.**

9 Dated this 9th day of February, 2024.

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12 BENJAMIN H. SETTLE
13 United States District Judge
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